

MEMORANDUM

Agenda Item No. 8(I)(1)

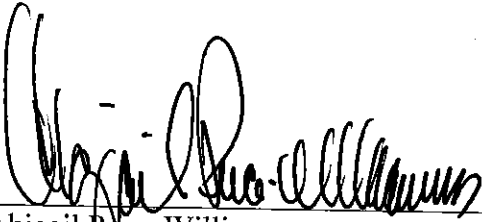
TO: Honorable Chairman Jean Monestime
and Members, Board of County Commissioners

DATE: December 6, 2016

FROM: Abigail Price-Williams
County Attorney

SUBJECT: Resolution approving the request of the County Mayor County to expend \$118,000.00 from the Miami-Dade Police Department Law Enforcement Trust Fund for the support and operation of Juvenile Drug Court; and authorizing the County Mayor to use such funds for expenditures as described herein

The accompanying resolution was prepared by the Miami-Dade Police Department and placed on the agenda at the request of Prime Sponsor Commissioner Barbara J. Jordan.



Abigail Price-Williams
County Attorney

APW/lmp

Memorandum



DATE: December 6, 2016

TO: Honorable Chairman Jean Monestime
and Members, Board of County Commissioners

FROM: Carlos A. Gimenez
Mayor

A handwritten signature in black ink, appearing to read "Gimenez", written over the name "Carlos A. Gimenez".

SUBJECT: Resolution Approving the Expenditure of Funds from the Miami-Dade Police Department Law Enforcement Trust Fund to Support the Juvenile Drug Court

Recommendation

It is recommended that the Board of County Commissioners (Board) approve the County Mayor or County Mayor's designee expenditure of \$118,000.00 from the Miami-Dade Police Department Law Enforcement Trust Fund in accordance with the Report of Proposed Expenditures from the Law Enforcement Trust Fund (Report). It is further recommended that the Board authorize the County Mayor or County Mayor's designee to use such funds effective October 1, 2016 through the completion of the project, and as described in the Report.

Scope

The Juvenile Drug Court provides countywide services.

Fiscal Impact/Funding Source

Miami-Dade County will not incur any costs. The Law Enforcement Trust Fund monies are awarded to the Miami-Dade Police Department as a result of forfeiture litigation in State court and participation in federal asset sharing programs.

Track Record/Monitor

The Law Enforcement Trust Fund project request to support the Juvenile Drug Court will be monitored by Gustavo Knoepffler, Chief Financial Officer in the Miami-Dade Police Department.

Delegation of Authority

The County Mayor or County Mayor's designee is seeking authority to expend \$118,000.00 from the Miami-Dade Police Law Enforcement Trust Fund in accordance with the Report of Proposed Expenditures from the Law Enforcement Trust Fund.

Background

In accordance with Florida Statutes Section 932.7055(5)(c), an agency or organization, other than the seizing agency, may apply to the sheriff for an appropriation from the Law Enforcement Trust Fund to support a permissible purpose. The Miami-Dade Police Department received a funding request from the Juvenile Drug Court. Operation of this court is an allowable expenditure under the law for the support or operation of any drug treatment, drug abuse education, or drug prevention program. The Juvenile Drug Court provides an array of services to juveniles who have been arrested and identified as having a substance use disorder. Program staff closely monitor and guide participants in achieving each level of the program to ultimately meet the requirements for successful completion.

The Law Enforcement Trust Fund is comprised of three (3) different funding sources: the State civil forfeitures, governed by Florida Statutes Sections 932.701 through 932.706; U.S. Department of Justice Asset Sharing Program; and U.S. Treasury Asset Sharing Program. The Law Enforcement Trust Fund monies awarded to the Miami-Dade Police Department are a result of forfeiture litigation in State court and federal asset sharing programs. Federal assets are shared among participating law enforcement agencies based on the agencies' direct participation in task force investigations that result in the forfeiture of federally-seized assets. The Department's partnerships with federal agencies and the related task forces have been the subject of recent resolutions approved by the Board.

The Law Enforcement Trust Fund project request is reviewed by personnel in the Fiscal Administration Bureau to ensure compliance with Law Enforcement Trust Fund requirements. The Police Legal Bureau reviews the requests for legal sufficiency and prepares the Report. The revenues and expenditures are documented in the County budget ordinance, the federal equitable sharing and certification report, and an annual audit to the County's Finance Department.

The proposed package is certified by the Director of the Miami-Dade Police Department prior to the Report being presented to the Board for approval per Florida Statutes Section 932.7055(5)(b). This allowable expenditure will be managed and reported in compliance with the Miami-Dade Police Department's policies and statutory requirements.



Russell Benford
Deputy Mayor

Memorandum



Date: September 21, 2016

To: Carlos A. Gimenez, Mayor
Miami-Dade County

Attn: Russell Benford
Deputy Mayor

From: Juan J. Perez, Director
Miami-Dade Police Department

Subject: Report of Proposed Expenditure from the Law Enforcement Trust Fund for the Support of the Juvenile Drug Court

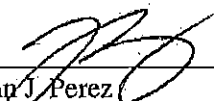
In accordance with Florida Statutes Section 932.7055 (5) (c), an agency or organization, other than the seizing agency, may apply to the sheriff for an appropriation from the Law Enforcement Trust Fund to support a permissible purpose. The Miami-Dade Police Department received a funding request from the Juvenile Drug Court. Operation of this court is an allowable expenditure under the law for the support or operation of any drug treatment, drug abuse education, or drug prevention program. The Juvenile Drug Court provides an array of services to juveniles who have been arrested and identified as having a substance use disorder. Program staff closely monitor and guide participants in achieving each level of the program, to ultimately meet the requirements for successful completion. The funds are administered in compliance with Miami-Dade Police Department policies and statutory requirements.

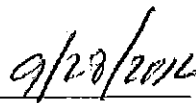
Approval is requested for the expenditures effective October 1, 2016, through completion of the project. Funds will support the Juvenile Drug Court.

FINANCIAL SUMMARY

PROPOSED STATE ASSET SHARING EXPENDITURES	\$ 118,000
Total Recommended Amount	\$ 118,000

As the Director of the Miami-Dade Police Department, I do hereby certify that the aforementioned request for expenditures from the Law Enforcement Trust Fund complies with the provision of Florida Statutes Section 932.7055 and applicable guidelines related to equitable sharing of federal assets.


w/ Juan J. Perez
Director


Date

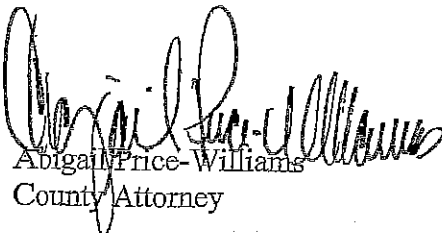


MEMORANDUM

(Revised)

TO: Honorable Chairman Jean Monestime
and Members, Board of County Commissioners

DATE: December 6, 2016

FROM: 
Abigail Price-Williams
County Attorney

SUBJECT: Agenda Item No. 8(I)(1)

Please note any items checked.

- ☐ "3-Day Rule" for committees applicable if raised
- ☐ 6 weeks required between first reading and public hearing
- ☐ 4 weeks notification to municipal officials required prior to public hearing
- ☐ Decreases revenues or increases expenditures without balancing budget
- ☐ Budget required
- ☐ Statement of fiscal impact required
- ☐ Statement of social equity required
- ☐ Ordinance creating a new board requires detailed County Mayor's report for public hearing
- ☐ No committee review
- ☐ Applicable legislation requires more than a majority vote (i.e., 2/3's ____, 3/5's ____, unanimous ____) to approve
- ☐ Current information regarding funding source, index code and available balance, and available capacity (if debt is contemplated) required

Approved _____ Mayor
Veto _____
Override _____

Agenda Item No. 8(I)(1)
12-6-16

RESOLUTION NO. _____

RESOLUTION APPROVING THE REQUEST OF THE COUNTY MAYOR OR COUNTY MAYOR'S DESIGNEE TO EXPEND \$118,000.00 FROM THE MIAMI-DADE POLICE DEPARTMENT LAW ENFORCEMENT TRUST FUND FOR THE SUPPORT AND OPERATION OF JUVENILE DRUG COURT; AND AUTHORIZING THE COUNTY MAYOR OR COUNTY MAYOR'S DESIGNEE TO USE SUCH FUNDS FOR EXPENDITURES AS DESCRIBED HEREIN

WHEREAS, the Board desires to accomplish the purposes outlined in the accompanying Report of Proposed Expenditure, a copy of which is incorporated herein by reference,

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF MIAMI-DADE COUNTY, FLORIDA, that this Board approves, pursuant to Section 932.7055, Florida Statutes, the request of the County Mayor or County Mayor's designee to expend \$118,000.00 from the Miami-Dade Police Department Law Enforcement Trust Fund for the support and operation of the Juvenile Drug Court, as described in the accompanying Report of Proposed Expenditures (the "Report"). This Board also authorizes the County Mayor or County Mayor's designee to use such funds for the expenditures described in the Report, and that the identified projects may be funded or reimbursed with LETF funds, as long as such expenditures were incurred after October 1, 2016.

The foregoing resolution was offered by Commissioner
who moved its adoption. The motion was seconded by Commissioner
and upon being put to a vote, the vote was as follows:

Jean Monestime, Chairman	
Esteban L. Bovo, Jr., Vice Chairman	
Bruno A. Barreiro	Daniella Levine Cava
Jose "Pepe" Diaz	Audrey M. Edmonson
Sally A. Heyman	Barbara J. Jordan
Joe A. Martinez	Dennis C. Moss
Rebeca Sosa	Sen. Javier D. Souto
Xavier L. Suarez	

The Chairperson thereupon declared the resolution duly passed and adopted this 6th day of December, 2016. This resolution shall become effective upon the earlier of (1) 10 days after the date of its adoption unless vetoed by the County Mayor, and if vetoed, shall become effective only upon an override by this Board, or (2) approval by the County Mayor of this Resolution and the filing of this approval with the Clerk of the Board.

MIAMI-DADE COUNTY, FLORIDA
BY ITS BOARD OF
COUNTY COMMISSIONERS

HARVEY RUVIN, CLERK

By: _____
Deputy Clerk

Approved by County Attorney as
to form and legal sufficiency.

Anita Viciano Zapata

